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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-57171-2018
Date of Decision : 12.03.2019**

Pawan KUMar**..... Petitioner**

Versus

State of Punjab and another**..... Respondents****CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present : Mr. Deepak Aggarwal, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Nipun Gupta, Advocate
for respondent No. 2.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 of the Code of Criminal Procedure, the petitioners have prayed for quashing of FIR No. 160 dated 30.11.2018, under Sections 354-D, 326-A of the Indian Penal Code (for short 'IPC') registered at Police Station Nehianwala District Bathinda along with all the subsequent proceedings arising therefrom on the basis of compromise deed dated 06.12.2018 (Annexure P-2).

In the present case, the FIR was registered on the statement of Paramjit Kaur, respondent No. 2. However, the dispute has now been settled amicably between the parties.

Vide order dated 20.12.2018, the parties were directed to appear before the learned trial court/Illaqia Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Judicial

Magistrate Ist Class, Bathinda wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is genuine, voluntary and without any fear, coercion and undue influence from any side.

Pursuant to order dated 30.01.2019, learned counsel for the petitioner has placed on record the photocopy of a bank draft amounting to ₹50,000/- in the name of respondent-complainant which is taken on record.

Learned counsel for the State as well has not disputed that the parties i.e. petitioners, respondent No. 2 (complainant), have arrived at a settlement with an intent to give burial to their differences.

Perusal of allegations in the FIR reveals that the present case squarely falls in the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view authoritative enunciation of law laid down by Hon'ble the Supreme Court in 'Gian Singh v. State of Punjab and another', 2012 (4) R.C.R. (Criminal) 543 and in the light of facts and circumstances discussed hereinbefore, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that the same are put to an end.

For the foregoing reasons, the petition is allowed and FIR No. 160 dated 30.11.2018, under Sections 354-D, 326-A of the Indian Penal Code (for short 'IPC') registered at Police Station Nehianwala District Bathinda and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

12th March, 2019
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(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : *Yes/No*
Whether Reportable : *Yes/No*